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**UNITED STATES BANKRUPTCY COURT
SOUTHERN DISTRICT OF NEW YORK**

In re:

FIRESTAR DIAMOND, INC., *et al.*
Debtors.

RICHARD LEVIN, Chapter 11 Trustee of
FIRESTAR DIAMOND, INC., FANTASY, Inc., and
OLD AJ, INC. f/k/a A. JAFFE, INC.,

Plaintiff,

vs.

AMI JAVERI (A/K/A AMI MODI); ET AL,

Defendants.

Chapter 11

No. 18-10509 (SHL)

Jointly Administered

Adv. Proc. No. 20-01054 (SHL)

**[PROPOSED] ORDER GRANTING
MOTION TO DISMISS**

This matter having been duly brought before the Court by Defendants Central Park Real Estate LLC ("CPRE") and Central Park South 50 Properties LLC ("CPS50") (collectively, the "LLCs"), for an Order pursuant to Federal Rules of Bankruptcy Procedure 7012(b) and Federal Rule of Civil Procedure 12(b)(6), dismissing the Complaint of Richard Levin, Chapter 11 Trustee of Firestar Diamond, Inc., Fantasy, Inc. and Old AJ, Inc. f/k/a A. Jaffe, Inc., with prejudice, and for such other and further relief as the Court may deem just and proper; and the Court having considered the Motion, all responses filed thereto, if any, as well as

any argument presented at the hearing, and after due deliberation and sufficient cause appearing therefor,

IT IS ORDERED:

The Complaint is dismissed in its entirety as against defendants Central Park Real Estate LLC (“CPRE”) and Central Park South 50 Properties LLC (“CPS50”) (collectively, the “LLCs”).

Dated: _____, 2020
New York, New York

THE HONORABLE SEAN H. LANE
UNITED STATES BANKRUPTCY JUDGE